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8 Attorneys for Counter-Defendant,
9 **NATIONWIDE MUTUAL**
10 **INSURANCE COMPANY**

11 **IN THE UNITED STATES DISTRICT COURT**
12 **FOR THE NORTHERN DISTRICT OF CALIFORNIA**

13 NATIONWIDE MUTUAL INSURANCE
14 COMPANY,

15 Plaintiff,

16 v.

17 DONALD V. RYAN, an individual, and
18 DOES 1 THROUGH 10,

19 Defendants.

20 DONALD V. RYAN, BARBARA RYAN,

21 Counter-Claimants,

22 v.

23 NATIONWIDE MUTUAL INSURANCE
24 COMPANY, and DOES 1 through 50,
25 inclusive,

26 Counter-Defendants.

Case No. 3:12-CV-05000-JST

**STIPULATED REQUEST FOR REFERRAL
TO SETTLEMENT CONFERENCE WITH
MAGISTRATE JUDGE; [PROPOSED]
ORDER [ADR L.R. 7-2]**

1 Plaintiff/Counter-Defendant Nationwide Mutual Insurance Company (“Nationwide”) and
2 Defendant/Counter-Claimant Donald V. Ryan (“Defendant”) and Plaintiff/Counter-Defendant
3 (collectively, the “Parties”) stipulate to, and respectfully request, a referral to a settlement
4 conference under Local Rule, ADR Rule 7.2.

5 An early mediation of the matter was not successful. The parties have subsequently
6 conducted extensive discovery.

7 The Parties agree that a Settlement Conference is advisable at this time, in advance of the
8 April 28, 2014 trial.

9
10 **IT IS SO STIPULATED.**

11 Dated: March 3, 2014

LAW OFFICE OF JOHN C. McCASLIN

12
13 By: /s/ John C. McCaslin
14 John C. McCaslin
15 Attorneys for Counter-Defendant/
Counter-Claimants
DONALD V. RYAN AND BARBARA RYAN

16 Dated: March 3, 2014

17
18 By: /s/ Marcus Daniel Merchasin
19 Marcus Daniel Merchasin
20 Attorneys for Counter-Defendant/
Counter-Claimants
DONALD V. RYAN AND BARBARA RYAN

21 Dated: March 3, 2014

WILSON, ELSER, MOSKOWITZ,
EDELMAN & DICKER LLP

22
23 By: /s/ John T. Burnite
24 JOHN T. BURNITE
25 Attorneys for Plaintiff/Counter-Defendant
26 NATIONWIDE MUTUAL INSURANCE
27 COMPANY
28

1 Dated: March 3, 2014

LEWIS BRISBOIS BISGAARD &
SMITH LLP

3 By: /s/ Stephen J. Liberatore
4 Stephen J. Liberatore
5 Julian J. Pardini
6 Attorneys for Plaintiff/Counter-Defendant
7 NATIONWIDE MUTUAL INSURANCE
8 COMPANY

8 **~~PROPOSED~~ ORDER**

9 This action is referred to Magistrate Judge Spero for a settlement conference on either
10 April 2 or 3. The parties shall contact Judge Spero's courtroom deputy to set a time that
11 is mutually convenient.

12 Dated: March 7, 2014

